Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main B1 (Official Form 1) (1/08) Document Page 1 of 43

#### United States Bankruptcy Court Northern District of Illinois Eastern Division

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle):						Name of Joint Debtor (Spouse) (Last, First, Middle)						
IVI	cKesson,	Duan	e Lyle			McKesson, Sheree, Lynn						
All Other Names used and trade names):	d by the Debtor in the	last 8 years	(include ma	rried, maider	n All Ot maide	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden and trade names):						
Last four digits of Soc (if more than one, stat	e. Sec. or Individual-Ta	axpayer I.D. 8743	(ITIN) No./Co	omplete EIN		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) * ***-4548						
Street Address of Debtor (No. & Street, City, and State):						Address of Join	nt Debtor (No.	& Street, City	, and State):			
524 154th P	Place				_   524	154th P	lace		-			
Calumet Cit	ty IL		6	0409	Cal	umet Cit	ty IL			60409		
County of Residence	or of the Principal Pla	ace of Busin	P88.		Count	y of Residence	or of the Princ	rinal Place of I	Rusiness:		_	
County of recoldence	CO				Count	y or recoldence		COOK	Buomicoo.			
								COOK				
Mailing Address of Do	ebtor (if different from	street addre	ess)		Mailin	g Address of Jo	oint Debtor (if o	different from s	street addres	s):		
Location of Principal	Assets of Business D	ebtor (if diffe	erent from str	eet address	above):							
Type of Debtor (F	Form of Organization) one box)	ı	Nature of Bu (Check one			•	ptcy Code Un	nder Which th	e Petition is	Filed (Check one bo	x)	
	cludes Joint Debtors) on page 2 of this form	<b>.</b>	Care Busine			hapter 7		•		or Recognition		
	includes LLC & LLP)	define	e Asset Real ed in 11 U.S.0		.	hapter 9 hapter 11		of a Fore	eign Main Pro	oceeding		
☐ Partnership	,	Railro	ad broker		_	hapter 12				or Recognition		
<u> </u>	tor is not one of the		nodity Broker		■ C	■ Chapter 13 of a Foreign Nonmain Proceeding						
above entities	s, check this box	☐ Clear	ng Bank			Nature of Debts (Check one Box)						
and state type	e of entity below.)	Other		F		■ Debts are primarily consumer Debts are primarily business debts, defined in 11 U.S.C. debts.						
		(C	Fax-Exempt theck box, if ap	plicable.)	§	101(8) as "incu	rred by an	402				
-		. –	r is a tax-exe ization under	•		dividual primari ersonal, family,						
			d States Code nue Code).	e (the Interna	al pu	urpose."						
	Filing Fee (Ci						Cha	apter 11 Debt	ors		_	
Filing Fee attache	•	icck one box)				Check one box  ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D)						
J												
	aid in installments (ap n for the court's consid				CHECK		oto noncontin	aont liquidated	dobto (ovolu	iding dobte owed to		
unable to pay fee	except in installments	s. Rule 1006	(b). See Office	cial Form 3A	_	☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affliates) are less than \$2,190,000.						
_ ~	requested (applicable	•		• /	Δ	k all applicable plan is being fi		etition.				
attach signed app	olication for the court's	considerati	on. See Offic	ial Form 3B.		-	•		etition from o	ne of more classes		
					<sub>0</sub>	f creditors, in a	cccordance w	ith 11 U.S.C. §	3 1126(b).			
Statistical/Administ Debtor estimates	trative Information that funds will be ava	ilable for dis	tribution to u	nsecured cre	edtiors.				This space	e is for court use only	ŗ	
Debtor estimates that, after any exempt property is excluded and administrative funds available for distribution to unsecured creditors.						es paid, there w	ill be no					
Estimated Number of 0	Creditors			_	_		_	_				
1- 50-	100-	200-	<b>1</b> ,000-	<b>5</b> ,001-	10,001	25,001	<b>5</b> 0,001	Over				
49 99 Estimated Assets	199	999	5,000	10,000	25,000	50,000	100,000	100,000				
	,001to \$100,001 to	\$500,001	\$1,000,001	\$10,000,001	\$50,000,001	\$100,000,001	\$500,000,001	☐ More than				
	0,000 \$500,000	to \$1 million	to \$10 million	to \$50 million	to \$100 million	to \$500 million	to \$1billion	\$1 billion				
Estimated Liabilities												
	,001 to \$100,001 to 0,000 \$500,000	\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1billion	More than \$1 billion				

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main B1 (Official Form 1) (1/08) Document Page 2 of 43 **Voluntary Petition** Name of Debtor(s) This page must be completed and filed in every case) McKesson, Duane Lyle **Sheree Lynn McKesson** All Prior Bankruptcy Case Filed Within Last 8 Years (if more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: **NDIL** 02-01790 01/16/2002 None Pending Bankruptcy Case Filed by any Spouse, Partner, or Affilate of this Debtor (if more than one, attach additional sheet) Name of Debtor: Date Filed: Case Number: None District: Relationship: Judge: **Exhibit B** Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 pursuant to Section 13 or 15 (d) of the Securities Exchange Act of or 13 of title 11, United States Code, and have explained the relief available under 1934 and is requesting relief under chapter 11.) each such chapter. I further certify that I have delivered to the debtor the notice required by 11 USC § 342(b). /s/ Lovejoie E McInnis Exhibit A is attached and made a part of this petition. Lovejoie E McInnis Dated: 11/04/2009 **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. Nο **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check the Applicable Box.)

- Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.
- There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.
- Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

#### Certification by a Debtor Who Resides as a Tenant of Residential Property

(Check all applicable boxes.)

Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)

(Name of landlord that obtained judgment)

(Address of Landlord)

- Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and
- Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.
- Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main B1 (Official Form 1) (1/08) Document Page 3 of 43

**Voluntary Petition** 

This page must be completed and filed in every case)

Name of Joint Debtor(s)

(Check only one box.)

attached.

McKesson, Duane Lyle Sheree Lynn McKesson

Signature of a Foreign Representative

petition is true and correct, that I am the foreign representative of a debtor

Code. Certified copies of the documents required by 11 U.S.C. § 1515 are

I declare under penalty of perjury that the information provided in this

in a foreign proceeding, and that I am authorized to file this petition

 $\ \square$  I request relief in accordance with chapter 15 of title 11, United States

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order

granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

#### **Signatures**

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

/s/ Duane Lyle McKesson
Duane Lyle McKesson

Dated: 10/14/2009

/s/ Sheree Lynn McKesson
Sheree Lynn McKesson

Dated: 10/14/2009

<< Sign & Date on Those Lines

<< Sign & Date on Those Lines

Signature of Attorney

/s/ Lovejoie E McInnis

Signature of Attorney for Debtor(s)

#### Lovejoie E McInnis

Printed Name of Attorney for Debtor(s)

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH)

Date: 11/04/2009

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule incorrect.

#### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



# Document Page 4 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

Bankruptcy Docket #:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed. 1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunites for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency. 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed. 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); Active military duty in a military combat zone. 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Dated: 10/14/2009 /s/ Duane Lyle McKesson

Duane Lyle McKesson

**~** 

Sign & Date Here

# Document Page 5 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

Bankruptcy Docket #:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed. 1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency. 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed. 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.] If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); Active military duty in a military combat zone. 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h)

I certify under penalty of perjury that the information provided above is true and correct.

Dated: 10/14/2009

does not apply in this district.

/s/ Sheree Lynn McKesson
Sheree Lynn McKesson



PFG Record # 444454

# Document Page 6 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

			AMOUNTS SCHEDULED		
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other
SCHEDULE A - Real Property	Yes	1	\$57,000	\$-	\$-
SCHEDULE B - Personal Property	Yes	3	\$34,765	\$-	\$-
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$167,507	\$-
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$-	\$-
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$84,079	\$-
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$4,722
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$3,171
TOTALS	<b>\$ 91,765</b> TOTAL ASSETS	\$ 251,586 TOTAL LIABILITIES			

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 7 of 43

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

**Duane Lyle McKesson and Sheree Lynn McKesson, Debtors** 

Bankruptcy Docket #:

#### STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159
Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 0
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 0

#### State the following:

Average Income (from Schedule I, Line 16)	\$ 4,721.68
Average Expenses (from Schedule J, Line 18)	\$ 3,171.00
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 5,770.00

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 78,182.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 84,079.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 162,261.00

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 8 of 43

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
524 154th Place Calumet City, IL 60409 - (Debtors primary residence)	Fee Simple	J	\$ 57,000	\$ 133,400

**Total Market Value of Real Property** 

(Report also on Summary of Schedules)

\$57,000.00

B6A (Official Form 6A) (12/07) Page 1 of 1

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	NONE	Description and Location of Property		Debtor's Propert Deduc	t Value of Interest in y, Without ting Any d Claim or
01. Cash on Hand	X				
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.		checking account with - Corus Bank	J	\$	940
03. Security Deposits with public utilities, telephone companies, landlords and others.	X				
04. Household goods and furnishings, including audio, video, and computer equipment.		Household goods; TV, VCR, stereo, sofa, vacuum, table, chairs, lamps, TV Stand, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware	J	\$	2,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		DVDs, Books, Compact Discs, Tapes/Records, Family Pictures	J	\$	100
06. Wearing Apparel					
07. Furn and investor		Necessary wearing apparel.	J	\$	150
07. Furs and jewelry.		Wedding Rings, Earrings, watch, costume jewelry	J	\$	250
08. Firearms and sports, photographic, and other hobby equipment.		Guns (Home Defense)	Н	\$	400

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCH	SCHEDULE B - PERSONAL PROPERTY							
Type of Property	NONE	Description and Location of Property	H W J C	Debtor's Propert Deduc	t Value of Interest in y, Without ting Any d Claim or			
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		Term Life Insurance - No Cash Surrender Value.	J	\$	0			
10. Annuities. Itemize and name each issuer.	Х	Term Life insurance - 140 Oash Guirender Value.	J	Ψ				
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X							
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars		Pension w/ Employer/Former Employer - 100% Exempt.	J	\$	2,500			
13. Stocks and interests in incorporated and unincorporated businesses.	Х	- Charles and Emphasis and Emph		•	_,-,			
14. Interest in partnerships or joint ventures. Itemize. Itemize.	Х							
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X							
16. Accounts receivable	X							
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X							
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X							
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X							
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X							
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X							
22. Patents, copyrights and other intellectual property. Give particulars.	X							
23. Licenses, franchises and other general intangibles.	X							
DEC Pocord # 444454	 	 	rm 68	   (12/07)	Page 2 of 3			

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCHEDULE B - PERSONAL PROPERTY						
Type of Property	NONE	Description and Location of Property		Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or		
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X					
25. Autos, Truck, Trailers and other vehicles and accessories.						
		Hyundai Motor Finance - 2009 Hyundai Sonata - SURRENDERING	J	\$ 15,925		
		CITI AUTO - 2006 Hyundai Santa Fe with over 38,000 miles	J	\$ 12,500		
26. Boats, motors and accessories.	X					
27. Aircraft and accessories.	X					
28. Office equipment, furnishings, and supplies.	X					
29. Machinery, fixtures, equipment, and supplie used in business.	X					
30. Inventory	X					
31. Animals						
		Family Dog	J	\$ 0		
32. Crops-Growing or Harvested. Give particulars.	X					
33. Farming equipment and implements.	X					
34. Farm supplies, chemicals, and feed.	X					
35. Other personal property of any kind not already listed. Itemize.	X					
		Total (Report also on Summary of Schedules)		\$34,765		

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 12 of 43
UNITED STATES BANKRUPTCY COURT

### NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPERTY CLAIMED EXEMPT							
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875					

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption		
00. Real Property 524 154th Place Calumet City, IL 60409 - (Debtors primary residence)	735 ILCS 5/12-901	\$ 30,000	\$ 57,000		
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.  checking account with - Corus Bank	735 ILCS 5/12-1001(b)	\$ 940	\$ 940		
04. Household goods and furnishings, including audio, video, and computer equipment.  Household goods; TV, VCR, stereo, sofa, vacuum, table, chairs, lamps, TV Stand, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware	735 ILCS 5/12-1001(b)	\$ 2,000	\$ 2,000		
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.  DVDs, Books, Compact Discs, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 100	\$ 100		
06. Wearing Apparel  Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 150	\$ 150		
07. Furs and jewelry.  Wedding Rings, Earrings, watch, costume jewelry	735 ILCS 5/12-1001(b)	\$ 250	\$ 250		
08. Firearms and sports, photographic, and other hobby equipment.  Guns (Home Defense)	735 ILCS 5/12-1001(b)	\$ 400	\$ 400		
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.  Term Life Insurance - No Cash Surrender Value.	735 ILCS 5/12-1001(f)	\$ 0	\$ 0		
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars					

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 13 of 43
UNITED STATES BANKRUPTCY COURT

### NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPERTY CLAIMED EXEMPT								
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)  Check if debtor claims a homestead exemption that exceeds \$136,875								
Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption					
Pension w/ Employer/Former Employer - 100% Exempt.	735 ILCS 5/12-1006	\$ 2,500	\$ 2,500					
25. Autos, Truck, Trailers and other vehicles and accessories.  CITI AUTO - 2006 Hyundai Santa Fe with over 38,000 miles	735 ILCS 5/12-1001(c) 735 ILCS 5/12-1001(c)	\$ 2,400 \$ 2,400	\$ 12,500					
31. Animals Family Dog	735 ILCS 5/12-1001(b)	\$ 0	\$ 0					

# Document Page 14 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D.

	Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	H W J C	* Date Claim was Incured * Nature of Lien *Value of Property Subject to Lien *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
•	BAC Home Lns LP/Countrywide Attn: Bankruptcy Dept. 450 American St. Simi Valley CA 93065 Acct No.: 174382204		J	Dates: 2009 Nature of Lien: Mortgage Arrears Market Value: \$ 57,000 Intention: *Description: 524 154th Place Calumet City, IL 60409 - (Debtors primary residence)				\$ 9,000	\$ 0
2	BAC Home Loans LP/Contrywide Attn: Bankruptcy Dept. 450 American St Simi Valley CA 93065 Acct No.: 174382204		J	Dates: 2007-2009 Nature of Lien: Mortgage Market Value: \$ 57,000 Intention: None *Description: 524 154th Place Calumet City, IL 60409 - (Debtors primary residence)				\$ 124,400	\$ 67,400

#### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Pierce & Associates Attn: Bankruptcy Department 1 N. Dearborn St. #1300 Chicago IL 60602

Clerk, Chancery Doc#09CH 28400 50 W. Washington St., Room 802 Chicago IL 60602

PFG Record # 444454 B6D (Official Form 6D) (12/07) Page 1 of 2

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 15 of 43

# Document Page 15 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	C H M	* Date Claim was Incured * Nature of Lien *Value of Property Subject to Lien *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
3 Citi Auto Attn: Bankruptcy Dept. 2208 Highway 121 Ste 100 Bedford TX 76021 Acct No.: 3368875501		J	Dates: 8/31/2006 Nature of Lien: Lien on Vehicle - PMSI Market Value: \$ 12,500 Intention: *Description: CITI AUTO - 2006 Hyundai Santa Fe with over 38,000 miles				\$ 12,770	\$ 270
4 Hyundai Motor Finance Attn: Bankruptcy Dept. 10550 Talbert Ave Fountain Valley CA 92708 Acct No.: 20090205969748		J	Dates: 2/13/2009 Nature of Lien: Lien on Vehicle - PMSI Market Value: \$ 15,925 Intention: Surrender *Description: Hyundai Motor Finance - 2009 Hyundai Sonata - SURRENDERING				\$ 21,337	\$ 10,512

Total

\$ 167,507

\$ 78,182

(Report also on Summary of Schedules.) (if applicatble, report also on Statistical Summary of Certain Liabilities and Related Data.)

### Document Page 16 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYPI	ES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
Ш	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
ш	Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
ш	Deposits by individuals  Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
ш	Commitments to maintain the capital of insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated  Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson / Debtors

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H W J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	_	unt of aim
1 AMEX Attn: Bankruptcy Dept. Po Box 297871 Fort Lauderdale FL 33329 Acct #: XXXXX4548	x		Dates: 2000-2009 Reason: Credit Card or Credit Use				\$	924

Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Allied Interstate
Bankruptcy Department
3000 Corporate Exchange Dr. 5th FI
Columbus OH 43231

Record # 444454 B6F (Official Form 6F) (12/07) Page 1 of 6

# Document Page 18 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Duane Lyle McKesson and Sheree Lynn McKesson / Debtors** 

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS									
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H M	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated Disputed	Amount of Claim			
2 AMEX Attn: Bankruptcy Dept.	х		Dates: 2000-2009 Reason: Credit Card or Credit Use			\$ 14,467			

#### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

United Recovery System Bankruptcy Department PO Box 722929 Houston TX 77272

Po Box 297871

Fort Lauderdale FL 33329
Acct #: XXXXX8743

3	Applied Bank Attn: Bankruptcy Dept. 601 Delaware Ave Wilmington DE 19801 Acct #: XXXXX4548		w	Dates: 2005-2009 Reason: Credit Card or Credit Use	\$	2,001
4	AT T Mobility C/O Afni, INC. Po Box 3427 Bloomington IL 61702 Acct #: 2023517730		W	Dates: 2007-2007 Reason: Unknown Credit Extension	\$	96
5	AT T- Wireless C/O Encore Receivable MANA 400 N Rogers Rd Olathe KS 66062 Acct #: 8296204		W	Dates: 2005-2004 Reason: Collecting for Creditor	\$	96
6	Capital One Attn: Bankruptcy Dept. Po Box 85520 Richmond VA 23285 Acct #: XXXXX4548	x	J	Dates: 1997-2009 Reason: Credit Card or Credit Use	\$	474

B6F (Official Form 6F) (12/07) Page 2 of 6

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 19 of 43 UNITED STATES BANKRUPTCY COURT

### NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

**Duane Lyle McKesson and Sheree Lynn McKesson / Debtors** 

In re

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS									
Cre	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim	
7	Capital One Attn: Bankruptcy Dept. Po Box 85520 Richmond VA 23285		w	Dates: 2003-2009 Reason: Credit Card or Credit Use				\$ 1,298	
8	Acct #: XXXXX4548  Capital One Attn: Bankruptcy Dept. Po Box 85520 Richmond VA 23285  Acct #: XXXXX8743		Н	Dates: 2006-2009 Reason: Credit Card or Credit Use				\$ 2,465	
9	CITI Attn: Bankruptcy Dept. Po Box 6241 Sioux Falls SD 57117	x		Dates: 1977-2009 Reason: Credit Card or Credit Use				\$ 24,898	
10	Acct #: XXXXX8743  Credit One Bank Attn: Bankruptcy Dept. Po Box 98875 Las Vegas NV 89193  Acct #: XXXXX4548		W	Dates: 2004-2009 Reason: Credit Card or Credit Use				\$ 1,159	
11	Equifax Attn: Bankruptcy Dept. P.O. Box 740241 Atlanta GA 30374			Dates: 2009 Reason: Notice Only				\$ 0	
12	Acct #: XXXXX8743  Experian Attn: Bankruptcy Dept. P.O. Box 2002 Allen TX 75013  Acct #: XXXXX8743			Dates: 2009 Reason: Notice Only				\$ 0	
13	GEMB/Care Credit Attn: Bankruptcy Dept. Po Box 981439 El Paso TX 79998 Acct #: XXXXX4548		w	Dates: 2005-2009 Reason: Credit Card or Credit Use				\$ 942	

### Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 20 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

**Duane Lyle McKesson and Sheree Lynn McKesson / Debtors** 

In re

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS								
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H W J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim	
14 GEMB/Care Credit Attn: Bankruptcy Dept. Po Box 981439 El Paso TX 79998 Acct #: XXXXX8743		Н	Dates: 2005-2009 Reason: Credit Card or Credit Use				\$ 117	
15 Gembppplus Attn: Bankruptcy Dept. Po Box 981416 El Paso TX 79998 Acct #: XXXXX4548		W	Dates: 2007-2009 Reason: Credit Card or Credit Use				\$ 5,455	
16 Hccredit/CIT  Attn: Bankruptcy Dept. 203 E Emma Ave Ste A Springdale AR 72764  Acct #: XXXXX4548		W	Dates: 2008-2009 Reason: Credit Card or Credit Use				\$ 1,386	
17 HSBC Bank Attn: Bankruptcy Dept. Po Box 5253 Carol Stream IL 60197 Acct #: XXXXX4548		W	Dates: 2003-2009 Reason: Credit Card or Credit Use				\$ 1,490	
18 HSBC Bank Attn: Bankruptcy Dept. Po Box 5253 Carol Stream IL 60197 Acct #: XXXXX4548		W	Dates: 2006-2008 Reason: Credit Card or Credit Use				\$ 1,796	
19 HSBC Bank Attn: Bankruptcy Dept. Po Box 5253 Carol Stream IL 60197 Acct #: XXXXX8743		Н	Dates: 2006-2009 Reason: Credit Card or Credit Use				\$ 258	
20 HSBC Bank Attn: Bankruptcy Dept. Po Box 5253 Carol Stream IL 60197 Acct #: XXXXX8743		Н	Dates: 2003-2009 Reason: Credit Card or Credit Use				\$ 626	

### Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 21 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

**Duane Lyle McKesson and Sheree Lynn McKesson / Debtors** 

In re

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS									
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H M J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed		unt of aim	
21 Merrick Bank Attn: Bankruptcy Dept. Po Box 5000 Draper UT 84020 Acct #: XXXXX8743		Н	Dates: 2003-2009 Reason: Credit Card or Credit Use				<b>\$</b> 1	1,967	
22 MRSI Attn: Bankruptcy Dept. 2250 E Devon Ave Ste 352 Des Plaines IL 60018		w	Dates: 2004-2004 Reason: Medical Debt				\$	772	
Acct #: 5810128  23 Sears Gold Attn: Bankruptcy Dept. PO Box 6189 Sioux Falls SD 57117	x	J	Dates: 1998 Reason: Credit Card or Credit Use				\$ 6	6,627	
Acct #: 5121079959077741									
24 <u>Sears/CBSD</u> Attn: Bankruptcy Dept. Po Box 6189 Sioux Falls SD 57117	x		Dates: 1978-2009 Reason: Credit Card or Credit Use				\$ 9	9,663	
Acct #: XXXXX4548									
25 <u>Sears/CBSD</u> Attn: Bankruptcy Dept. Po Box 6189 Sioux Falls SD 57117	x		Dates: 2002-2009 Reason: Credit Card or Credit Use				\$ 3	3,912	
Acct #: XXXXX8743									
26 TNB - Target Attn: Bankruptcy Dept. Po Box 673 Minneapolis MN 55440 Acct #: XXXXX4548		w	Dates: 2006-2009 Reason: Credit Card or Credit Use				\$	493	
27 <u>TransUnion</u> Attn: Bankruptcy Dept. P.O. Box 1000 Chester PA 19022			Dates: 2009 Reason: Notice Only				\$	0	
Acct #: XXXXX8743									

# Document Page 22 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Duane Lyle McKesson and Sheree Lynn McKesson / Debtors** 

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS								
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim	
28 WFCB/Venue Attn: Bankruptcy Dept. Po Box 182273 Columbus OH 43218 Acct #: XXXXX8743		Н	Dates: 2009-2009 Reason: Credit Card or Credit Use				\$ 697	

(Report also on Summary of Schedules)

\$84,079.00

**Total Amount of Unsecured Claims** 

Record # 444454 B6F (Official Form 6F) (12/07) Page 6 of 6

# Document Page 23 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

[x] None

PFG Record # 444454 B6G (Official Form 6G) (12/07) Page 1 of 1

# Document Page 24 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by th debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any for spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initial and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. Set 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no codebtors.

	Name and Address of CoDebtor	Name and Address of the Creditor
1	Anzelma Mckesson 4249 Clove St. Middleburg, FL 32068	Capital One Attn: Bankruptcy Dept. Po Box 85520 Richmond VA 23285 Account No. XXXXX4548
2	Anzelma Mckesson 4249 Clove St. Middleburg, FL 32068	AMEX Attn: Bankruptcy Dept. Po Box 297871 Fort Lauderdale FL 33329 Account No. XXXXX4548
3	Anzelma Mckesson 4249 Clove St. Middleburg, FL 32068	Sears/CBSD Attn: Bankruptcy Dept. Po Box 6189 Sioux Falls SD 57117 Account No. XXXXX4548
4	Anzelma Mckesson 4249 Clove St. Middleburg, FL 32068	Sears/CBSD Attn: Bankruptcy Dept. Po Box 6189 Sioux Falls SD 57117 Account No. XXXXX8743
5	Anzelma Mckesson 4249 Clove St. Middleburg, FL 32068	AMEX Attn: Bankruptcy Dept. Po Box 297871 Fort Lauderdale FL 33329 Account No. XXXXX8743

PFG Record # 444454 B6H (Official Form 6H) (12/07) Page 1 of 2

# Document Page 25 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by th debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any for spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initial and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. So 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no codebtors.

	Name and Address of CoDebtor	Name and Address of the Creditor
6	Anzelma Mckesson 4249 Clove St. Middleburg, FL 32068	CITI Attn: Bankruptcy Dept. Po Box 6241 Sioux Falls SD 57117 Account No. XXXXX8743
7	Anzelma Mckesson 4249 Clove St. Middleburg, FL 32068	Sears Gold Attn: Bankruptcy Dept. PO Box 6189 Sioux Falls SD 57117 Account No. 5121079959077741

PFG Record # 444454 B6H (Official Form 6H) (12/07) Page 2 of 2

### UNITED STATES BARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

Bankruptcy Docket #:

#### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEB	TOR AND SPOUSE ~ RELATIONSHIP AND AGE	
Status: Married	none		
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT	
Occupation:	Manufacturing Manager	Unemployed	
Name of Employer:	Amfab Locomotive Products LLC		
Years Employed	Approx. 7 Years		
Employer Address:	3804 S. State St.		
City, State, Zip	S. Chicago Heights, IL 60411	,	

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE
1. Monthly Gross Wages, Salary, and commissions	\$ 4,166.67	\$ 0.00
(Prorate if not paid monthly.)  2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00
3. SUBTOTAL	\$ 4,166.67	\$ 0.00
4. LESS PAYROLL DEDUCTIONS	·	
a. Payroll Taxes and Social Security	\$ 771.98	\$ 0.00
b. Insurance	\$ 210.17	\$ 0.00
c. Union Dues	\$ 0.00	\$ 0.00
d. Other (Specify) Pension:	\$ 0.00	\$ 0.00
Voluntary 401 Contributions:	\$ 54.17	\$ 0.00
Child Support:	\$ 0.00	\$ 0.00
Life Insurance, Uniforrms, 401K Loan:	\$ 12.00	\$ 0.00
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 1,048.32	\$ 0.00
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 3,118.35	\$ 0.00
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00
8. Income from real property	\$ 0.00	\$ 0.00
Interest and dividends	\$ 0.00	\$ 0.00
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.	\$ 0.00	\$ 0.00
11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00
12. Pension or retirement income	\$ 0.00	\$ 0.00
13. Other monthly income (Specify:) & & &	\$ 0.00	\$ 0.00
Unemployment Income	\$ 0.00	\$ 1,603.33
14. SUBTOTAL OF LINES 7 THROUGH 13		
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 3,118.35	\$ 1,603.33
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 4,72	1.68
if there is only one debtor repeat total reported on line 15.)	Papart also an Summany of Schodular and	# Fbl Ot-ti-ti  O

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

Record #: 444454 B6I (Official Form 6I) (12/07) Page 1 of 1

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

### UNITED STATES BARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

Bankruptcy Docket #:

SCHEDULE J - CURRENT	EXPENSES OF	INDIVIDUA	L DEBTOR(	S)
Complete this schedule by estimating the average more payments made bi-weekly, quarterly, semi-annually, or annually, or a		nd the debtor's famil	y at time case filed. P	rorate any
Check box if joint petition is filed & debtor's spouse mainta	ins a separate household. Com	plete a separate sche	dule of expenditures lab	eled "Spouse".
1. Rent or home mortgage payment (include lot	rented for mobile home)			\$ 991.00
a. Real Estate taxes included? [x] Yes []	•		[x] Yes [] No	+
2. Utilities: a. Electricity and Heating Fuel	. ,			\$ 275.00
b. Water, Sewer, Garbage				\$ 50.00
c. Cellphone, Internet				\$ 150.00
d. Other Home Phone and Cab	le Television			\$ 100.00
3. Home Maintenance (repairs and upkeep)				\$ 50.00
4. Food				\$ 400.00
5. Clothing				\$ 90.00
6. Laundry and Dry Cleaning				\$ 55.00
7. Medical and Dental Expenses				\$ 80.00
8. Transportation (not including car payments)	Gas, Tolls/Parking, Fee	s/Licenses, Re	pair, Bus/Train	\$ 390.00
9. Recreation, Clubs and Entertainment, Newsp		,		\$ 40.00
10. Charitable Contributions	,			\$ -
11. Insurance (not deducted from wages or include	ded in home mortgage pa	ayments)		\$ -
a. Homeowner's or Renter's				\$ 11.00
b. Life c. Health				\$-
d. Auto				\$ 169.00
e. Other				-
	in home mertagge never	onto)		<u>\$-</u>
12. Taxes (not deducted from wages or included (Specify) Federal or State Tax Repayment		ients)		\$ -
13. Installment Payments: (In Chapter 11, 12, an	d 13 cases, do not list pa	ayments to be in	cluded in plan)	¢
a. Auto				\$- ************************************
<ul><li>b. Reaffirmation Payments</li><li>c. Other</li></ul>	\$-			\$ -
14. Alimony, maintenance and support paid to ot				\$- \$-
15. Payments for support of additional dependen		3		
16. Regular expenses from operation of business	• •		itement)	\$- \$ -
	·	Childcare &	Pet	Ψ-
17. Other: Haircuts, Hygiene, Newspaper/Maga Eyecare, Meds Postage/Bankir		Babysitting	Care:	
\$250.00 \$40.00	\$0.00	\$ -	\$ 30.00	\$320.00
18. AVERAGE MONTHLY EXPENSES (Total lines the Stastical of Summary of Certain Liabilities and Relat		y of Schedules and	if applicable, on	\$ 3,171.00
19. Describe any increase/decrease in expenditu <i>None</i>	res anticipated to occur	within the year f	ollowing the filing	this document:
20. STATEMENT OF MONTHLY NET INCOME	a. Average monthly in	come from Line	15 of Schedule I	\$ 4,721.68
	b. Average monthly ex	kpenses from Lii	ne 18 above	\$ 3,171.00
	c. Monthly net income	(a. minus b.)		\$ 1,550.68
	d. Total amount to be p	oaid into plan m	onthly	\$ 1,550.00

Record #: 444454 B6J (Official Form 6J) (12/07) Page 1 of 1

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 28 of 43

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

Bankruptcy Docket #:

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated:	10/14/2009	/s/ Duane Lyle McKesson	X Date & Sign
		Duane Lyle McKesson	
Dated:	10/14/2009	/s/ Sheree Lynn McKesson	X Date & Sign
		Sheree Lynn McKesson	

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

#### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

#### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

PFG Record #

# Document Page 29 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE	
2009: \$37,214 2008: \$55,000	Amfab Locomotive Products	
2007: \$53,000		
Spouse		
AMOUNT	SOURCE	

### Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 30 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

S	TATEMENT OF FINA	NCIAL AFFAIRS	
Spouse			
AMOUNT	SOURCE		
2009: \$4,162 2008: \$38,000 2007: \$30,000	Employment		
02. INCOME OTHER THAN FROM	EMPLOYMENT OR OPERATION OF	BUSINESS:	
the two years immediately precedin spouse separately. (Married debtors	d by the debtor other than from employ g the commencement of this case. Give s filing under chapter 12 or chapter 13 r arated and a joint petition is not filed.)	e particulars. If a joint petition is f	iled, state income for each
AMOUNT	SOURCE		
AMOUNT  2009: \$1,604/m  2008: \$0  2007: \$0	SOURCE Unemployment		
03. PAYMENTS TO CREDITORS:			
Complete a. or b. as appropriate, a	nd c.		
services, and other debts to any crevalue of all property that constitutes that were made to a creditor on accordan approved nonprofit budgeting an	R(S) WITH PRIMARILY CONSUMER Is editor made within 90 days immediately or is affected by such transfer is not lecount of a domestic support obligation or did creditor counseling agency. (Married swhether or not a joint petition is filed, to	proceeding the commencement ss than \$600.00. Indicate with all as part of an alternative repaym debtors filing under chapter 12 of	of this case if the aggregate n asterisk (*) any payments nent schedule under a plan by or chapter 13 must include
Name and Address of Creditor	Dates of Payments	Amount Paid	Amount Still Owing
CITI AUTO	Monthly	*362	\$12,770

### Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 31 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

was Seized

STATEMENT OF FINANCIAL AFFAIRS					
days immediately preceding the cortransfer is not less than \$5,000 (Maximum)	mmencement of the case if the ag arried debtors filing under chapter	DEBTS: List each payment or other transfer gregate value of all property that constitute 12 or chapter 13 must include payments a uses are separated and a joint petition is no	s or is affected by such nd other transfers by ea		
Name and Address of Creditor	Dates of Payment/Transfers	Amount Paid or Value of Transfers	Amount Still Owing		
creditors who are or were insiders. spouses whether or not a joint petit	(Married debtors filing under chaption is filed, unless the spouses are	preceding the commencement of this case of the preceding the commencement of this case of the preceding the commence separated and a joint petition is not filed.)	ts be either or both		
Name & Address of Creditor & Relationship to Debtor	Dates of Payments	Amount Paid or Value of Transfers	Amount Still Owing		
•	otors filing under chapter 12 or cha	r was a party within 1 (one) year immediate pter 13 must include information concernin ed and a joint petition is not filed.)	,, ,		
CAPTION OF	NATURE	COURT	STATUS		
SUIT AND	OF	OF AGENCY	OF		
CASE NUMBER	PROCEEDING	AND LOCATION	DISPOSITION		
BAC Home Loans vs.  Duane and Sheree	foreclosure	Circuit Court of Cook County	pending		
Mckesson					
WICKESSOII					
09CH 28400					
09CH 28400  04b. WAGES OR ACCOUNTS GAI process within (1) one year precedi	ing the commencement of this cas	nat has been attached, garnished or seized e. (Married debtors filing under chapter 12 not a joint petition is filed, unless the spou	or chapter 13 must inc		

PFG Record # 444454 B7 (Official Form 7) (12/07) Page 3 of 12

Seizure

of Property

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 32 of 43

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

# STATEMENT OF FINANCIAL AFFAIRS CLOSURES AND RETURNS: repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or

NONE

05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller Date of Repossession, Foreclosure Sale, Transfer or Return Description and Value of Property

NONE

06. ASSIGNMENTS AND RECEIVERSHIPS:

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name andDateTerms ofAddress ofofAssignment orAssigneeAssignmentSettlement

NONE

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one (1) year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name andName & LocationDateDescriptionAddressof Court Caseofand Value ofof CustodianTitle & NumberOrderProperty

07. GIFTS:

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person Relationship Date Description and Value to Debtor, of Organization If Any Gift of Gift **Charitable Organization** 2009 **Humane Society Various** 2100 L Street, NW Washington, DC 20037 **Charitable Orgnanization** 2009 Wildlife Various Organization

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 33 of 43

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### STATEMENT OF FINANCIAL AFFAIRS

NONE

08. LOSSES:

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Value of Property

Description of Circumstances and, if Loss Was Covered in Whole or in Part by Insurance, Give Particulars

Date of Loss

#### 09. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY:

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one (1) year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor 2009 Amount of Money or Description and Value of Property

Law Offices of Peter Francis Geraci 55 E Monroe St Suite#3400 Chicago,IL 60603 Fee: \$3,500, \$3,500 paid prior to filing, balance through the plan

09a. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY: List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within 1 year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor

2009

Amount of Money or description and Value of Property

MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227 \$50.00

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 34 of 43

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

STATEMENT OF FINANCIAL AFFAIRS				
10. OTHER TRANSFERS				
transferred either absolutely	ner than property transferred in the ordinary co or as security with two (2) years immediately apter 13 must include transfers by either or bo a joint petition is not filed.)	preceding the commencement of the	his case. (Married debtors	
Name and Address of		Describe Property		
Transferee, Relationship		Transferred and		
to Debtor	Date	Value Received		
Name of Trust or other Device	Date(s) of	Amount and Date of Sale or Closing		
Outof Device	Transfer(s)	Olosing		
11. CLOSED FINANCIAL AC	CCOUNTS:			
	d instruments held in the name of the debtor of		, ,	
	one (1) year immediately preceding the comm		O. O.	
· · · · · · · · · · · · · · · · · · ·	es of deposit, or other instruments; shares and	· · · · · · · · · · · · · · · · · · ·		
	prokerage houses and other financial institution ng accounts or instruments held by or for eithe			
	and a joint petition is not filed.)	i oi botti spouses whether of hot a	a joint petition is med, unie	
Name and	Type of Account, Last Four Digits	Amount and		
Address of	of Account Number, and Amount of	Date of Sale or		

NONE

#### 12. SAFE DEPOSIT BOXES:

Institution

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository Names & Addresses of Those With Access to Box or depository

Final Balance

Description of Contents

Closing

Date of Transfer or Surrender, if Any Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 35 of 43 UNITED STATES BANKRUPTCY COURT

### NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

STATEMENT OF FINANCIAL AFFAIRS				
13. SETOFFS:				
of this case. (Married debtors fill	ditor, including a bank, against a debt or ing under chapter 12 or chapter 13 mus s the spouses are separated and a joint	t include information concerning	• •	
Name and Address of Creditor	Date of Setoff	Amount of Setoff	_	
14. LIST ALL PROPERTY HELI List all property owned by anoth	O FOR ANOTHER PERSON: er person that the debtor holds or contr	ols.		
Name and Address	Description and	Location		
of Owner	Value of Property	of Property	_	
of Owner  15. PRIOR ADDRESS OF DEB		ommencement of this case, list al	•	
of Owner  15. PRIOR ADDRESS OF DEB  If debtor has moved within three occupied during that period and	TOR(S): e (3) years immediately preceding the co	ommencement of this case, list al	•	
of Owner  15. PRIOR ADDRESS OF DEB'  If debtor has moved within three occupied during that period and of either spouse.  Address  16. SPOUSES and FORMER S  If the debtor resides or resided i Louisiana, Nevada, New Mexico	TOR(S): e (3) years immediately preceding the convacated prior to the commencement of Name Used	ommencement of this case, list all this case. If a joint petition is filed Dates of Occupancy  wealth, or territory (including Alas Visconsin) within eight (8) years in	ka, Arizona, California, Idaho,	

# Document Page 36 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

Name and Address of

Governmental Unit

17. ENVIRONMENTAL INFOR	RMATION:		
For the purpose of this question	on, the following definitions apply:		
toxic substances, wastes or m	iny federal, state, or local statute or regulati laterial into the air, land, soil surface water, ing the cleanup of the these substances, wa	ground water, or other medium, i	
	ility, or property as defined under any Envir ing, but not limited to, disposal sites.	onmental Law, whether or not pre	esently or formerly owned
"Hazardous material" means a	anything defined as a hazardous waste, haz	ardous or toxic substances, pollu	itant, or contaminant, etc.
CHANGINIENTAL LAW.			
Cityii Cillii Ciltai Law.			
CHARGINITETICAL LAW.			
CHVII CHILICHTAL LAW.			
17a. List the name and addres	ss of every site for which the debtor has rec		
17a. List the name and addres	es of every site for which the debtor has rec o violation of an Environmental Law. Indicate		
17a. List the name and address or potentially liable under or in			
17a. List the name and addres or potentially liable under or in Environmental Law:	violation of an Environmental Law. Indicate	e the governmental unit, the date	of the notice, and, if know
17a. List the name and address or potentially liable under or in Environmental Law: Site Name	violation of an Environmental Law. Indicate  Name and Address	e the governmental unit, the date  Date	of the notice, and, if know Environmenta
17a. List the name and address or potentially liable under or in Environmental Law:  Site Name and Address  17b. List the name and address	Name and Address of Governmental Unit	Date of Notice	of the notice, and, if know  Environmenta  Law
17a. List the name and address or potentially liable under or in Environmental Law:  Site Name and Address  17b. List the name and address	violation of an Environmental Law. Indicate  Name and Address  of Governmental Unit	Date of Notice	of the notice, and, if know  Environmenta  Law
17a. List the name and address or potentially liable under or in Environmental Law:  Site Name and Address  17b. List the name and address Material. Indicate the governmental Site Name	Name and Address of Governmental Unit  ss of every site for which the debtor provide nental unit to which the notice was sent and	Date of Notice  d notice to a governmental unit of the date of the notice.  Date	Environmenta  Law  f a release of Hazardous  Environmenta
17a. List the name and address or potentially liable under or in Environmental Law:  Site Name and Address  17b. List the name and address Material. Indicate the governmental address or in the same and address material.	Name and Address of Governmental Unit  ses of every site for which the debtor provide nental unit to which the notice was sent and	Date of Notice  d notice to a governmental unit of the date of the notice.	of the notice, and, if know  Environmenta  Law

PFG Record # 444454 B7 (Official Form 7) (12/07) Page 8 of 12

Docket

Number

Status of

Disposition

### Document Page 37 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

NONE

X

NONE

NONE

X

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

STATEMENT OF FINANCIAL AFFAIRS				
18 NATURE, LOCATION AND NAM	E OF BUSINESS			
ending dates of all businesses in wh partnership, sole proprietor, or was s	ich the debtor was an officer, direct self-employed in a trade, profession cement of this case, or in which the	entification numbers, nature of the bus ctor, partner, or managing executive on, on, or other activity either full- or part-ti e debtor owned 5 percent or more of to case.	of a corporation, partner in a ime within six (6) years	
·	ich the debtor was a partner or ow	tification numbers, nature of the busin ned 5 percent or more of the voting o		
•	ich the debtor was a partner or ow	tification numbers, nature of the busin ned 5 percent or more of the voting o		
Name & Last Four Digits of		Nature	Beginning	
Soc. Sec. No./Complete EIN or		of	and	
Other TaxPayer I.D. No.	Address	Business	Ending Dates	
b. Identify any business listed in sub	 odivision a., above, that is "single a	asset real estate" as defined in 11 US	 C 101.	
, ,				
Name	Address			
has been, within six years immediate executive, or owner of more than 5 p	ely preceding the commencement percent of the voting or equity secu	or corporation or partnership and by an of this case, any of the following: an our curities of a corporation; a partner, other or other activity, either full- or part-time	officer, director, managing er than a limited partner, of a	

19. BOOKS, RECORDS AND FINANCIAL STATEMENTS:

should go directly to the signature page.)

List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years

Name	Dates Services
and Address	Rendered

PFG Record # 444454 B7 (Official Form 7) (12/07) Page 9 of 12

### Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 38 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FIN	AITUIAL AI I AING	
	viduals who within two (2) years immediately properly a financial statement of the debtor.	eceding the filing of this bankruptcy case have aud	ited the boo
Name	Address	Dates Services Rendered	
	duals who at the time of the commencement of books of account and records are not available	f this case were in possession of the books of accole, explain.	ount and red
Name	Address		
	tutions, creditors and other parties, including n in two (2) years immediately preceding the cor	ercantile and trade agencies, to whom a financial someonement of this case.	statement v
Address	Issued		
20. INVENTORIES			
List the dates of the last t the dollar amount and ba		e of the person who supervised the taking of each	inventory, a
Date of	Inventory	Dollar Amount of Inventory (specify cost, market of other	
Inventory	Supervisor	basis)	
b. List the name and add	ress of the person having possession of the re	cords of each of the inventories reported in a., above	/e.
Date of Inventory	Name and Addresses of Custodian of Inventory Records		
21. CURRENT PARTNE	RS, OFFICERS, DIRECTORS AND SHAREH	OLDERS:	
a. If the debtor is a partner	ership, list nature and percentage of interest of	each member of the partnership.	
Name and Address	Nature of Interest	Percentage of Interest	

# Document Page 39 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

S	IAIEMENI OF	FINANCIAL AFFAIRS	
21b. If the debtor is a corporation, licontrols, or holds 5% or more of the		corporation; and each stockholder who directly or ine corporation.	ndirectly owns,
Name and Address	Title	Nature and Percentage of Stock Ownership	
22. FORMER PARTNERS, OFFIC	ERS, DIRECTORS AND SHAR	EHOLDERS:	
If the debtor is a partnership, list the	e nature and percentage of part	nership interest of each member of the partnership	).
Name	Address	Date of Withdrawal	
22b. If the debtor is a corporation, li immediately preceding the commer Name and Address	·	e relationship with the corporation terminated withi  Date of  Termination	n one (1) year
	poration, list all withdrawals or d	N BY A COPORATION: istributions credited or given to an insider, including other perquisite during one year immediately pre	-
commencement of this case.	·		-
Name and Address of	Date and Purpose of	Amount of Money or	
Pecinient Pelationship to			
Recipient, Relationship to  Debtor	Withdrawal	Description and value of Property	
Debtor  24. TAX CONSOLIDATION GROU	Withdrawal P: e name and federal taxpayer ide		
24. TAX CONSOLIDATION GROU	Withdrawal P: e name and federal taxpayer ide	Property entification number of the parent corporation of any	

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 40 of 43

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### STATEMENT OF FINANCIAL AFFAIRS

NONE X

25. PENSION FUNDS:

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six (6) years immediately preceding the commencement of the case.

Name of Pension Fund

TaxPayer Identification Number (EIN)

#### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

**Duane Lyle McKesson** 

Dated: 10/14/2009 /s/ Duane Lyle McKesson X Date & Sign

/s/ Sheree Lynn McKesson

X Date & Sign

Dated: 10/14/2009 **Sheree Lynn McKesson** 

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

Case 09-42372 Doc 1 Filed 11/09/09 Entered 11/09/09 11:50:56 Desc Main Document Page 41 of 43

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Duane Lyle McKesson and Sheree Lynn McKesson, Debtors** 

Bankruptcy Docket #:

#### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

	The compensation paid or promised by the Debtor(s), to the undersigned, is as follows	:	
	For legal services, Debtor(s) agrees to pay and I have agreed to accept		\$3,500
	Prior to the filing of this Statement, Debtor(s) has paid and I have received	-	\$3,500
	The Filing Fee has been paid.	Balance Due	\$0
2.	The source of the compensation paid to me was:		

2

Other:	(snecify
	l Other:

The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: None.

- The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: **None.**
- The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11. U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the **first scheduled** meeting of creditors.
- (d) Advice as required.

#### **CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

/s/ Lovejoie E McInnis 11/04/2009 Dated:

Attorney Name: Lovejoie E McInnis LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH) 312.332.6354 (FAX)

> Page 1 of 1 Form B203 (12/94)

Bar No: IL 6291173

# Document Page 42 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Duane Lyle McKesson, and Sheree Lynn McKesson, Debtors

#### **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 10/14/2009 /s/ Duane Lyle McKesson

**Duane Lyle McKesson** 

X Date & Sign

Dated: 10/14/2009

444454

PFG Record #

/s/ Sheree Lynn McKesson

**Sheree Lynn McKesson** 

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

Duane Lyle McKesson and Sheree Lynn McKesson, Debtors

#### NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S)

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

In re

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> bankruptcy filing. Briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) must be provided by nonprofit budget & credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not

#### Chapter 13: Repayment of All or Part of Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family farm or fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

I (We), the debtor(s), affirm that I (we) have received and read this notice.

/s/ Duane Lyle McKesson Sign & Date Dated: 10/14/2009 Here **Duane Lyle McKesson** /s/ Sheree Lynn McKesson 10/14/2009 Sign & Date Dated: **Sheree Lynn McKesson** Here /s/ Lovejoie E McInnis 11/04/2009 Dated: Attorney: Lovejoie E McInnis Bar No: IL 6291173

PFG Record # 444454